

**Enrolled Minutes of the Forty-Fifth Regular or Special Meeting
For the Twenty-Seventh Highland Town Council
Regular Meeting
Monday, September 23, 2013**

Study Session. The Twenty-Seventh Town Council of the Town of Highland, Lake County, Indiana met in a study session preceding the regular meeting on Monday, September 23, 2013 at 6:41 O'clock P.M. in the regular place, the meeting chambers of the Highland Municipal Building, 3333 Ridge Road, Highland, Indiana.

Silent Roll Call: Councilors Bernie Zemen, Mark Herak, Dan Vassar, and Konnie Kuiper were present. Council President Brian Novak was absent on a wedding anniversary trip. The Clerk-Treasurer, Michael W. Griffin was present to memorialize the proceedings. A quorum was attained.

General Substance of Matters Discussed.

1. The Town Council discussed the agenda of the imminent regular meeting.
2. The Town Council discussed the Aetna Development petition for zoning change involving a planned unit development.
3. The Town Council discussed whether Resolution No. 2013-39 should be taken up or delayed further for additional consideration.

The study session ended at 7:05 O'clock p.m.

Regular meeting. The Twenty-Seventh Town Council of the Town of Highland, Lake County, Indiana met in its regular session on Monday, September 23, 2013 at 7:06 O'clock P.M. in the regular place, the plenary meeting chambers of the Highland Municipal Building, 3333 Ridge Road, Highland, Indiana.

The Town Council Vice President, Bernie Zemen, presided as president pro-tempore and the Town Clerk-Treasurer, Michael W. Griffin, was present to memorialize the proceedings. The meeting was opened with Councilor Konnie Kuiper reciting the Pledge of Allegiance to the Flag of the United States of America and offering a prayer.

Roll Call: Present on roll call were Councilors Bernie Zemen, Mark Herak, Dan Vassar, and Konnie Kuiper. Council President Brian Novak was absent owing to a special wedding anniversary trip. The Clerk-Treasurer, Michael W. Griffin was present to memorialize the proceedings. A quorum was attained.

Additional Officials Present: Rhett L. Tauber, Town Attorney; John Bach, Public Works Director; Peter T. Hojnicky, Metropolitan Police Chief; Kenneth J. Mika, Building Commissioner; William R. Timmer, Jr., CFOD; Alex M. Brown, CPRP, Parks and Recreation Superintendent; and Cecile Petro, Redevelopment Director were present.

Also Present: Ed Dabrowski, IT (Contract) Director; Randy Bowman, Assistant Inspector for Electric; and Susan Murovic, Inspection Clerk were also present.

Minutes of the Previous Meetings:

The minutes of the regular meeting of September 09, 2013 were approved by general consent.

Special Orders:

1. **Public Hearing:** Proposed Additional Appropriations in Excess of the 2013 Budget for the *General Improvement Fund* in the amount of \$28,810.00 and in the *Gaming Revenue Sharing Fund* in the amount of \$326,881.
 - (a) Attorney verification of Proofs of Publication: The TIMES 12 September 2013. The Town Attorney indicated that the proofs of publication were in compliance in IC 5-3-1.
 - (b) **Public Hearing.** The President Pro-Tempore called the hearing to order. There were no comments written or spoken. The hearing was closed.
 - (c) Action on **Appropriation Enactment No. 2013-42:** An Enactment Appropriating Additional Moneys in Excess of the 2013 Budget for the *General Improvement Fund* in the amount of \$28,810.00 and in the *Gaming Revenue Sharing Fund* in the amount of \$326,881, all pursuant to I.C. 6-1.1-18, and I.C. 36-5-3-5.

Councilor Herak introduced and moved the consideration at the same meeting of introduction of Appropriation Enactment No. 2013-42. Councilor Vassar seconded. Upon a roll call vote, a unanimous vote being necessary, there were four affirmatives and no negatives. The motion passed. The appropriation enactment could be considered at the same meeting of its introduction.

Councilor Herak moved the passage and adoption at the same meeting of introduction of Appropriation Enactment No. 2013-42. Councilor Vassar seconded. Upon a roll call vote, a two-thirds vote being necessary, there were four affirmatives and no negatives. The motion passed. The appropriation enactment was passed and adopted at the same meeting of its introduction.

**Town of Highland
Appropriation Enactment
Enactment No. 2013-42**

AN ENACTMENT APPROPRIATING ADDITIONAL MONEYS IN EXCESS OF THE ANNUAL BUDGET for the GENERAL IMPROVEMENT AND GAMING REVENUE SHARING FUNDS, ALL PURSUANT TO I.C. 6-1.1-18, and I.C. 36-5-3-5.

WHEREAS, Following a public hearing advertised pursuant to I.C. 5-3-1, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget for the **General Improvement and Gaming Revenue Sharing Funds;**

WHEREAS, It has been determined that such additional appropriations as may be approved by this enactment, will not increase the levies set under I.C. 6-1.1-17, all pursuant to I.C. 36-5-3-5;

NOW, THEREFORE BE IT ENACTED by the Town Council of the Town of Highland, Lake County, Indiana, as follows:

Section 1. That for the expenses of said municipality, the following additional sums of money are hereby appropriated and ordered set apart out of the **General Improvement Fund** herein named and for the purposes herein specified, subject to the laws governing the same:

GENERAL IMPROVEMENT FUND

Increase the following Account:

Acct. No. 4XX.XX 2800-2900 Blck 98 St Recnstrctn	
Curbs & Sidewalks:	\$ 28,810.00
Total 400 Series:	\$ 28,810.00

Fund Total: \$ 28,810.00

Section 2. That for the expenses of said municipality, the following additional sums of money are hereby appropriated and ordered set apart out of the **Gaming Revenue Sharing Fund** herein named and for the purposes herein specified, subject to the laws governing the same:

GAMING REVENUE SHARING FUND

Increase the following accounts:

Acct. No. 2XX.XX Road Salt:	\$ 41,000.00
Total 200 Series:	\$ 41,000.00

Acct. No. 4XX.XX 2800-2900 Blck 98 St Recnstrctn:	\$248,532.00
Acct. No. 4XX.XX 2800-2900 Blck 98 St Recnstrctn CE:	\$ 37,350.00
Total 400 Series:	\$285,882.00

Fund Total: \$ 326,881.00

Section 3. That the Clerk-Treasurer is hereby authorized and instructed to inform the Department of Local Government Finance of this action and that these monies be made available for expenditure pursuant to I.C. 6-1.1-18.

Section 4. That in satisfaction and for the purposes of the provisions set out in I.C. 36-5-2-9.6, I.C. 36-5-3-5, I.C. 36-5-4-2, this enactment shall be deemed properly filed and introduced before the Town Council at a regular or special meeting, properly called and convened pursuant to I.C. 5-1.5-14 *et seq.*

Introduced and Filed on the 23rd Day of September 2013. Consideration on the same day or at same meeting of introduction sustained a vote of 4 in favor and 0 opposed, pursuant to IC 36-5-2-9.8.

DULY ORDAINED AND ADOPTED this 23rd Day of September 2013, by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 4 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Bernie Zemen, Acting President (IC 36-5-2-10)

ATTEST:

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM
Clerk-Treasurer (IC 33-16-4-1; IC 36-5-6-5)

2. **Public Hearing:** Proposed Additional Appropriations in Excess of the 2013 Budget for the *Parks and Recreation Special Operating (General) Fund* in the amount of \$100,000.
 - (a) Attorney verification of Proofs of Publication: The TIMES 12 September 2013. The Town Attorney indicated that the proofs of publication were in compliance with IC 5-3-1.
 - (b) **Public Hearing.** The President Pro-Tempore called the hearing to order. There were no comments written or spoken. The hearing was closed.
 - (c) Action on **Appropriation Enactment No. 2013-43:** An Enactment Appropriating Additional Moneys in Excess of the Annual Budget for the Parks and Recreation Special Operating (General) Fund in the amount of \$100,000 Fund, , all pursuant to I.C. 6-1.1-18, and I.C. 36-5-3-5.

Councilor Herak introduced and moved the consideration at the same meeting of introduction of Appropriation Enactment No. 2013-43. Councilor Kuiper seconded. Upon a roll call vote, a unanimous vote being necessary, there were four affirmatives and no negatives. The motion passed. The appropriation enactment could be considered at the same meeting of its introduction.

Councilor Herak moved the passage and adoption at the same meeting of introduction of Appropriation Enactment No. 2013-43. Councilor Kuiper seconded. Upon a roll call vote, a two-thirds vote being necessary, there were four affirmatives and no negatives. The motion passed. The appropriation enactment was passed and adopted at the same meeting of its introduction.

Town of Highland
APPROPRIATION ENACTMENT
Enactment No. 2013-43

AN ENACTMENT APPROPRIATING ADDITIONAL MONEYS IN EXCESS OF THE ANNUAL BUDGET FOR THE PARKS AND RECREATION SPECIAL OPERATING (GENERAL) FUND, ALL PURSUANT TO I.C. 6-1.1-18, I.C. 36-5-3-5, ET SEQ.

WHEREAS, Following a public hearing advertised pursuant to I.C. 5-3-1, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget for the **Parks and Recreation Special Operating (General) Fund**;

WHEREAS, It has been determined that such additional appropriations as may be approved by this enactment, will not increase the levy set under I.C. 6-1.1-17, all pursuant to I.C. 36-5-3-5;

NOW, THEREFORE BE IT ENACTED by the Town Council of the Town of Highland, Lake County, Indiana, as follows:

Section 1. That for the expenses of said municipality, the following additional sums of money are hereby appropriated and ordered set apart out of the **Parks and Recreation Special Operating (General) Fund** and for the purposes herein specified, subject to the laws governing the same:

PARKS AND RECREATION SPECIAL OPERATING (GENERAL) FUND:

Increase the following Accounts:

Acct. No. 111.32 Recreation Leaders	\$ 9,000.00
Total 100 Series:	\$ 9,000.00
Acct. No. 350.02 LC Electric	\$ 11,000.00
Acct. No. 386.00 Recreation Services	\$ 80,000.00
Total 300 Series:	\$ 91,000.00
Total Increase for Fund:	<u>\$ 100,000.00</u>

Section 2. That the Clerk-Treasurer is hereby authorized and instructed to inform the Indiana Department of Local Government Finance of this action and that these moneys be made available for expenditure **subject to an order** of the Commissioner, pursuant to IC 6-1.1-18.

Section 3. That in satisfaction and for the purposes of the provisions set out in I.C. 36-5-2-9.6, I.C. 36-5-3-5, I.C. 36-5-4-2, this enactment shall be deemed properly filed and introduced before the Town Council at a regular or special meeting, properly called and convened pursuant to I.C. 5-1.5-14 *et seq.*

Introduced and Filed on the 23rd Day of September 2013. Consideration on the same day or at same meeting of introduction sustained a vote of 4 in favor and 0 opposed, pursuant to IC 36-5-2-9.8.

DULY ORDAINED, ENACTED AND ADOPTED this 23rd Day of September 2013, by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 4 in favor and 0 opposed.

TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA

Bernie Zemen, Acting President (IC 36-5-2-10)

ATTEST:

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM
Clerk-Treasurer (IC 33-16-4-1; IC 36-5-6-5)

3. **Plan Commission Docket No. 2013-05:** Petitioner seeking an amendment to the governing zoning code involving property located at 10420 Indianapolis Boulevard, Highland currently zoned B-3 Planned Unit Development District, petitioner seeks an amended B-3 PUD zoning designation. *Petitioner:* Aetna Development Corporation, by its attorney, Greg A. Bouwer, 425 Joliet Street, Suite 425, Dyer, Indiana. The matter is now certified by the Municipal Plan Commission with action being a favorable recommendation. The matter was considered at the Plan Commission meeting of September 18, 2013. The Findings of Fact were memorialized and approved by the Plan Commission at its meeting of October 16, 2013. Pursuant to IC 36-7-4-1505 (c) and Chapter 18.70 of the Highland Municipal Code, the Town Council may adopt and amend a PUD district ordinance in the same manner IC 36-7-4-602(c) (1) (B). (Also see IC 36-7-4-608(g)).

(a) *Consideration of Zoning Map and Development Plan associated with Ordinance No. 1542.*

Councilor Herak, seconded by Councilor Kuiper moved the approval of the preliminary planned unit development plan as presented and favorably recommended

by the Plan Commission. Upon a roll call vote, there were four affirmatives and no negatives. The motion passed. The plan was approved.

(b) Action on Ordinance No. 1542: An Ordinance to Amend the Zoning Map as Requested by the Petitioner. *Pursuant to IC 36-5-2-9.8 (b)(1), this does not require unanimous consent to consider at same meeting of introduction or a two-thirds vote in the affirmative to pass.*

Councilor Vassar to approve the favorable recommendation of the Plan Commission and adopt Ordinance No. 1542. Councilor Kuiper seconded. Upon a roll call vote, there were four affirmatives and no negatives. The motion passed. The ordinance was adopted.

**ORDINANCE NO. 1542
OF THE TOWN OF HIGHLAND**

An Ordinance Amending the Comprehensive Zoning Ordinance Passed by the Town Council of the Town of Highland, Lake County, Indiana, on the 20th day of April, 1976, Reclassifying an Area in the Town of Highland, Lake County, Indiana, from a B-3 PUD District to Amended B-3 PUD District

WHEREAS, the Town Council of the Town of Highland, Lake County, Indiana, did, on the 20th day of October, 1975, pass a certain Zoning Ordinance which is now in full force and effect, and which is known as Ordinance No. 707, together with all amendments thereof and supplements thereto; and

WHEREAS, the Petition and Application for said proposed amendment was submitted to the Highland Plan Commission, and a Public Hearing was held thereon according to said Ordinance No. 707, and said Commission recommends favorable approval; and

WHEREAS, after due consideration and study, the Town Council of said Town does believe that said amendment will be advantageous to said Town and will insure the public health, safety, welfare and morals of the citizens thereof in the area affected.

NOW, THEREFORE, BE IT HEREBY ORDAINED by the Town Council of the Town of Highland, Lake County, Indiana:

Section 1. That the following described property located in the Town of Highland, Lake County, Indiana, which is presently designated as being "B-3 PUD" General Business Planned Unit Development District is hereby rezoned to "Amended B-3 PUD" General Business Planned Unit Development District as defined by Ordinance No. 707 of the Town of Highland, Lake County, Indiana, which property is more particularly described as follows:

Lot 2, Lot 3, Lot 7 and the West 100 feet of Lot 6, in Highland Acres, in the Town of Highland, as per plat thereof, recorded in Plat Book 27, page 69, in the Office of the Recorder of Lake County, Indiana.

More commonly known as 10420 Indianapolis Boulevard, Highland, IN 46322.

Section 2. That the Zoning Map which accompanies the Comprehensive Zoning Ordinance, and which is part thereof, shall be amended and changed so as to include the "Amended B-3 PUD" General Business Planned Unit Development District on the specific parcel of the real estate hereinabove described, all of which was formerly "B-3 PUD" General Business Planned Unit development District, and henceforth those regulations and rules governing the "B-3 PUD" General Business Planned Unit Development District shall apply to the specific parcel of real estate hereinabove described, respectively.

Section 3. That the Town Engineer is hereby ordered to make the appropriate map change and that said Ordinance No. 707 be, and the same is hereby amended accordingly.

Section 4. That an emergency exists for the immediate taking effect of this amendment, and the same shall be in full force and effect from and after its passage.

Certificate of the Municipal Plan Commission

It is hereby certified that the foregoing proposed zoning amendment was considered at a regular or special meeting by the Highland Municipal Plan Commission, having sustained a vote of _____ in favor and _____ opposed, was duly forwarded with a **favorable recommendation** for adoption to the Town Council of Highland by the Highland Municipal Plan Commission on the 18th day of September, 2013.

**TOWN OF HIGHLAND
Municipal Plan Commission**

Joseph Grzymski, President

Attest:

Mark Schocke, Secretary

Action by Legislative Body

Duly Ordained and Adopted pursuant to the provisions of IC 36-5-2-9.8(b)(1), the recommendation of the Plan Commission is noted and the Ordinance is hereby (adopted/defeated) by the Town Council of the Town of Highland, Lake County, Indiana, this 23rd day of September, 2013, having sustained by a vote of 4 in favor and 0 opposed in support of the (adoption/defeat) herein described.

**TOWN COUNCIL OF THE
TOWN OF HIGHLAND, INDIANA**

Bernie Zemen, Acting President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA,CPFIM
Clerk-Treasurer (IC 33-16-4-1; IC 36-5-6-5)

Unfinished Business and General Orders:

- 1. Resolution No. 2013-44:** An Exigent Resolution Providing For The Transfer Of Appropriation Balances From And Among Major Budget Classifications in the *Special Events Non-Reverting Fund* As Requested By The Proper Officer And Forwarded To The Town Council For Its Action Pursuant to I.C. 6-1.1-18-6.

Councilor Kuiper moved the passage and adoption of Resolution No. 2013-44. Councilor Herak seconded. Upon a roll call vote there were four affirmatives and no negatives. The motion passed. The resolution was adopted.

**TOWN OF HIGHLAND
APPROPRIATION TRANSFER RESOLUTION
RESOLUTION NO. 2013-44**

AN EXIGENT RESOLUTION PROVIDING for the TRANSFER of APPROPRIATION BALANCES from and AMONG MAJOR BUDGET CLASSIFICATIONS in the SPECIAL EVENTS NON REVERTING FUND as REQUESTED BY THE PROPER OFFICER AND FORWARDED to the TOWN COUNCIL for its ACTION PURSUANT TO I.C. 6-1.1-18-6.

WHEREAS, It has been determined that certain exigent conditions have developed since adoption of the original budget and it is now necessary to transfer certain appropriations into different categories than were initially appropriated for the various functions of the **Municipal Cumulative Capital Development Fund**;

NOW, THEREFORE BE IT RESOLVED by the Town Council of the Town of Highland, Lake County, Indiana as follows:

Section 1. That for the expenses of said municipality, the following appropriations are hereby transferred and set apart out of the funds hereinafter named for the purposes specified, subject to the laws governing the same, such sums herein transferred unless otherwise stipulated by law;

Section 2. That it has been shown that certain existing unobligated appropriations of the **Special Events Non Reverting Fund** which are not needed at this time for the purposes for which originally appropriated, and may be transferred to a category of appropriation in order to satisfy an existing need, as follows:

SPECIAL EVENTS NON-REVERTING FUND

Reduce Account:	
#330.02 Printing and Promotions	\$250.00
Total 300 Series Decreases	\$250.00

Increase Account:	
#200.03 Misc. Supplies:	\$250.00
Total 200 Series Increases	\$250.00

Total of All Fund Decreases:	\$250.00
Total of All Fund Increases:	\$250.00

DULY RESOLVED and ADOPTED this 23rd Day of September 2013 by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 4 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Bernie Zemen, Acting President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM
Clerk-Treasurer (IC 33-16-4-1; IC 36-5-6-5)

2. **Works Board Order No. 2013-49:** An Order Approving and Authorizing the Entry into Service Agreements with COMCAST for Certain Telecommunications Internet, VOIP and Equipment Services for the Highland Central Fire Station, pursuant to Chapter 3.05 of the Highland Municipal Code.

Councilor Vassar moved the passage and adoption of the works board order. Councilor Kuiper seconded. Upon a roll call vote there were four affirmatives and no negatives. The motion passed. The resolution was adopted.

**Town of Highland
Board of Works
Order of the Works Board 2013-49**

AN ORDER APPROVING AND AUTHORIZING THE ENTRY INTO SERVICE AGREEMENTS WITH COMCAST FOR CERTAIN TELECOMMUNICATIONS INTERNET AND VOIP AND EQUIPMENT SERVICES FOR THE HIGHLAND CENTRAL FIRE STATION, PURSUANT TO CHAPTER 3.05 OF THE HIGHLAND MUNICIPAL CODE.

Whereas, The IT Director (Contract), CBL Consulting, Inc., has recommended a change in provider and service for the Highland Fire Department Facility located at 2901 Highway Avenue, for voice and data transmission over internet plus associated equipment; and

Whereas, The Town Council as the Works Board of the Municipality, pursuant to Section 3.05.030 (A) and (B) of the Municipal Code serves as purchasing agency for the executive departments of the municipality, and the utilities when costs are to be shared; and

Whereas, The amount exceeds ten thousand (\$10,000) and is for a term of greater than one year, pursuant to Section 3.05.040 (C) of the Municipal Code, requires the express approval of the purchasing agency; and

Whereas, The Highland Municipal Code Section 3.05.090 provides that the purchase of services may in a manner that the purchasing agency determines to be reasonable and appropriate; and

Whereas, The payments will be supported by an appropriation in the Information and Communications Technology Fund; and

Whereas, The Town Council now desires to approve and authorize the proper officer to enter a service agreement pursuant to the terms stated herein.

Now Therefore Be it Ordered by the Town Council of the Town of Highland, Lake County, Indiana, acting as the Works Board of Municipality as follows:

Section 1. That the COMCAST Business Class Service Order Agreement for voice over, fax and data over internet to be provided at the Central Fire Station located at 2901 Highway Avenue, for a single installation fee of \$29.95, a copy of which is attached as an exhibit and made a part of this order, for a term of 36 months, consideration to be for fees in the monthly amount of \$214.80, for a total amount over the term of the agreement of **\$7,732.80** is hereby authorized and approved in all respects;

Section 2. That the COMCAST Business Services Agreement for "VoiceEdge", providing installation and use of equipment to support the services in the Business Class Service Order Agreement, with the equipment to be installed at the Central Fire Station located at 2901 Highway Avenue, for a single installation fee of \$268.30, a copy of which is attached as an exhibit and made a part of this order, for a term of 36 months, charging service fees in the monthly amount of \$322.10, for a total amount over the term of the agreement of **\$11,595.60** is hereby authorized approved in all respects;

Section 3. That the purchase agency believes the fees and charges incurred under these agreements are reasonable and appropriate, and the term of thirty-six months acceptable

Section 4. That the Town Council President is authorized and directed to execute the agreement and any additional documents by his signature.

Be it So Ordered.

DULY, PASSED, ADOPTED and Ordered by the Town Council of the Town of Highland, Lake County, Indiana, acting as the Board of Works, this 23rd day of September 2013 having passed by a vote of 4 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Bernie Zemen, Acting President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM
Clerk-Treasurer (IC 33-16-4-1;IC 36-5-6-5)

3. **Resolution No. 2013-39:** A Resolution Of The Town Of Highland Council Approving The Order Of The Highland Plan Commission With Regard To The Resolution Of The Highland Redevelopment Commission Amending the Redevelopment Plan for the Redevelopment Area I, Downtown Highland. (This was originally scheduled for consideration at the meeting of September 9, 2013. The Town Council by general consent delayed consideration to further inform its deliberation.)

Councilor Vassar moved the passage and adoption of the resolution. Councilor Kuiper seconded. Upon a roll call vote there were two affirmatives and two negatives. With Councilors Vassar and Kuiper voting in the affirmative and the Councilors Zemen and Herak voting in the negative, there was a tie vote. There being a tie, the resolution was defeated and not adopted.

4. Action of the Town Council approving the Annual Redevelopment compilation of reports received for all the tax increment financing districts located in the Town of Highland as a Comprehensive Report suitable in form to electronically submit to the Department of Public Finance. (It is noted that the Town Fiscal body is directed to compile the reports received for all the tax increment financing districts and submit a comprehensive report to the department of local government finance in the form required by it before October 1 of each year. This is pursuant to IC 36-7-14-13(e)).

Councilor Herak moved that the compiled Redevelopment report as presented be approved and that it be filed pursuant to IC 36-7-14-13(e). Councilor Vassar seconded. Upon a roll call vote, there were four affirmatives and no negatives. The motion passed. The report was approved and authorized for electronic filing through the gateway.

5. Authorization for the proper officer to publish Legal Notice for a public hearing to be conducted to consider proposed additional appropriations in the *Special Public Safety Fund* in the amount of \$25,842.00, in the Safe Neighborhood in the amount of \$9,747.60; in the Redevelopment Capital Fund in the amount of \$453,910; and in the Redevelopment Bond and Interest Fund in the amount of \$277,090.70.

Councilor Herak moved, seconded by Councilor Vassar to authorize publication of the legal notice as indicated. Upon a roll call vote, there were four affirmatives and no negatives. The motion passed. The legal notice was authorized for publication.

6. Signature Authorization. Action to authorize and approve the Town Council to execute member signatures on Town Board of Metropolitan Police Commissioner letter commending Deputy Commander John Banasiak, Sergeant Chris Balbo,

Sergeant Randall Stewart, Corporal Shawn Anderson, Corporal Erich Swisher, Officer Brandon Norris, and Officer Brian Stanley for their work in the Field Training Program.

In addition, to further authorize and approve the Town Council to execute member signatures on Town Board of Metropolitan Police Commissioner letter commending Officer Anthony Kowal regarding his police work on Case # 13HI07144.

Councilor Kuiper moved to approve and authorize each councilor individually to sign the letters of commendation as indicated. Councilor Vassar seconded. Upon a roll call vote, there were four affirmatives and no negatives. The motion passed. The individual councilors could sign.

Comments from the Town Council Members

(For the Good of the Order)

- **Councilor Bernie Zemen:** *Chamber of Commerce Liaison • Liaison to the Board of Waterworks Directors.*

Councilor Zemen acknowledge the Parks and Recreation Superintendent who then offered a cursory survey of recreation programs. He noted that the department was at work on its next five-year plan.

Councilor Zemen invited people to tune in to WJOB and listen to his radio show the next day.

- **Councilor Mark Herak:** *Park and Recreation Board Liaison • Budget and Finance Chair • Liaison to the Board of Sanitary Commissioners • Liaison to the Community Events Commission • Liaison to the Park and Recreation Board.*

Councilor Herak recognized the Public Works Director to brief the Town Council about the progress of the several public works projects under the Sanitary Board.

Councilor Herak, with leave from the Town Council, engaged in colloquy with Redevelopment Director about concerns raised by a former employee from Bell Appliances and whether Bell was complying with the terms of its tax abatement.

- **Councilor Dan Vassar:** *• Redevelopment Commission Liaison.*

Councilor Vassar recognized the Redevelopment Director who offered an overview of on-going activities with the Facade Improvement Grant Program, She also noted the opening of the Highland Volkswagen, located on Indianapolis Boulevard at the site of the former Team Toyota. The Redevelopment Director also noted the first Festival of the Trail, an initiative of the Main Street Board.

Councilor Vassar recognized the IT contract director, who offered a cursory overview of the activities related to the software changeover in the Office of the Clerk-Treasurer and his imminent "go-live" date. He noted that he was behind with the new computer change outs.

- **Councilor Konnie Kuiper:** *• Fire Department, Liaison • Town Board of Metropolitan Police Commissioners Liaison • Chamber of Commerce Liaison.*

Councilor Kuiper recognized the Fire Chief who noted that the Annual Fire Open House was scheduled for Saturday October 12, running from 11:00 a.m. until 3:00 p.m.

- **Council President Brian Novak:** *Advisory Board of Zoning Appeals, Liaison • Municipal Executive • Chairman of the Board of Trustees of the Police Pension Fund (1925 Law).*

Council President Novak was absent owing to a special wedding anniversary trip.

Comments from Visitors or Residents:

1. Colleen Aguirre, 2922 Churchill Lane, Highland, as a leader of Operation SOS, a voluntary group that assembles gift packages and sends them to active duty members of the armed forces in Iraq and Afghanistan, offered a brief status report. She also noted that Sunday, October 13 the group was hosting a recognition banquet at Wicker Park Social Center. She further noted that the next packing meeting, assembling "care packages" would be on November 17.
2. Rick Volbrecht, 9221 Parkway Drive, Highland, inquired about the planned public safety facility and whether the estimated cost had been established, asking whether it would exceed 2 million or 12 million.

The Town Council President Pro-Tempore announced that the Town Council would be meeting in a Study Session immediately following the Town Council meeting.

Payment of Accounts Payable Vouchers and Approval of Payroll Dockets. There being no further comments from the public, Councilor Vassar moved to allow the vendors accounts payable vouchers as filed on the pending accounts payable docket, covering the period September 10, 2013 through September 23, 2013. Councilor Kuiper seconded. Upon a roll call vote, there were four affirmatives and no negatives. The motion passed. The accounts payable vouchers for vendors as well as the payroll dockets were allowed and the Clerk-Treasurer was authorized to make payment.

Vendors Accounts Payable Docket:

General Fund, \$266,763.98; Motor Vehicle Highway and Street (MVH) Fund, \$6,850.38; Local Road and Street Fund, \$11,083.64; VIPS/Parks Public Safety Fund, \$709.36; Law Enforcement Continuing Education, Training and Supply Fund, \$938.18; Insurance Premium Agency Fund, \$144,061.95; Information and Communications Technology Fund, \$9,012.76; Civil Donation Fund, \$5,527.52; Special Events Fund, \$669.91; Police Pension Trust Fund, \$62,380.15; Municipal Cumulative Capital Development Fund, \$4,204.75; Safe Neighborhoods Grant Fund, \$4,032.00; Corporation Capital Fund, \$279,311.39; Total: \$795,545.87.

Adjournment. Councilor Kuiper moved that the plenary meeting be adjourned. Councilor Vassar seconded. Upon a vote *viva voce*, the motion passed. The regular plenary meeting of the Town Council of Monday, September 23, 2013 was adjourned at 7:56 O'clock p.m.

Study Session. The Twenty-Seventh Town Council of the Town of Highland, Lake County, Indiana met in a study session immediately following the regular meeting on Monday, September 23, 2013 at 8:10 O'clock P.M. in the regular place, the upper meeting chambers of the Highland Municipal Building, 3333 Ridge Road, Highland, Indiana.

Silent Roll Call: Councilors Bernie Zemen, Mark Herak, Dan Vassar, and Konnie Kuiper were present. Council President Brian Novak was absent on a wedding anniversary trip. The Clerk-Treasurer, Michael W. Griffin was present to memorialize the proceedings. A quorum was attained.

Also Present: Rhett L. Tauber, Town Attorney; Alex M. Brown, CPRP, Parks and Recreation Superintendent; and Ed Dabrowski, CBL Consulting, was also present.

General Substance of Matters Discussed.

1. The Town Attorney briefed the Town Council regarding the progress related to the Aetna Development proposal, which was approved by the Town Council in the plenary business meeting.

2. The Town Council discussed with the Town Attorney the progress on the demolition of the former Chela's Restaurant Building on 45th Avenue, Highland.

The post meeting study session on Monday, September 23, 2013 was adjourned at 8:13 p.m.

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO
Clerk-Treasurer